

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 1340

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

J. PAUL TAYLOR

AN ACT

RELATING TO PUBLIC ASSISTANCE; AMENDING SECTION 27-2-7 NMSA 1978
(BEING LAWS 1973, CHAPTER 376, SECTION 10, AS AMENDED).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 27-2-7 NMSA 1978 (being Laws 1973,
Chapter 376, Section 10, as amended) is amended to read:

"27-2-7. GENERAL ASSISTANCE PROGRAM - QUALIFICATIONS AND
PAYMENTS. --

A. Subject to the availability of state funds,
public assistance shall be provided under a general assistance
program to or on behalf of an eligible [persons] person who
meets all eligibility conditions pursuant to Section 27-2-3 NMSA
1978 and who:

~~[(1) are under eighteen years of age and meet
all eligibility conditions for aid to families with dependent~~

Underscored material = new
[bracketed material] = delete

1 ~~children except the relationship to the person with whom they~~
2 ~~are living; or~~

3 ~~(2) are over the age of eighteen and are~~
4 ~~temporarily disabled, according to regulations of the board and~~
5 ~~are not receiving aid to families with dependent children; or~~

6 ~~(3) meet the qualifications under such other~~
7 ~~regulations for the general assistance program as the board~~
8 ~~shall establish from time to time.~~

9 ~~B. General assistance program payments may be made~~
10 ~~directly to the recipient or to the vendor of goods or services~~
11 ~~provided to the recipient. The board may by regulation limit~~
12 ~~the grants that are made to general assistance recipients.~~

13 ~~C. Whenever the board makes an adjustment in the~~
14 ~~standard of need for the aid to families with dependent children~~
15 ~~program pursuant to Section 13-17-3 NMSA 1953, it shall make a~~
16 ~~commensurate adjustment in the standard of need for the general~~
17 ~~assistance program]~~

18 (1) is under eighteen years of age and lives
19 with a caretaker that is not a parent or stepparent;

20 (2) is over sixty years of age and the
21 caretaker of an eligible person under the age of eighteen;

22 (3) is the parent of an eligible person under
23 the age of eighteen years, where the parent:

24 (a) suffers from a permanent or temporary
25 disability that prevents the parent from engaging in work;

Underscored material = new
[bracketed material] = delete

1 (b) is providing care for a totally
2 disabled adult in the family;

3 (c) is caring for a child with a
4 disability who requires special parental care that cannot be
5 provided through available daycare services;

6 (d) has received temporary assistance for
7 needy families for more than sixty months; or

8 (e) is a lawfully resident noncitizen who
9 would be a person eligible for public assistance if the parent
10 were a citizen; or

11 (4) is over the age of eighteen and:

12 (a) is either permanently or temporarily
13 disabled, according to regulations of the department;

14 (b) is not otherwise receiving a grant of
15 public assistance pursuant to the Public Assistance Act or the
16 Personal Responsibility and Work Opportunity Reconciliation Act
17 of 1996, excluding food assistance or medical assistance;

18 (c) has applied for assistance based upon
19 his disability pursuant to the Personal Responsibility and Work
20 Opportunity Reconciliation Act of 1996; and

21 (d) has executed an agreement authorizing
22 the state to recoup public assistance paid pursuant to the
23 general assistance program from disability assistance the person
24 ultimately receives pursuant to the Personal Responsibility and
25 Work Opportunity Reconciliation Act of 1996.

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

B. General assistance program payments may be made directly to the recipient or to the vendor of goods and services provided to the recipient. The department may by regulation limit the grants that are made to general assistance recipients.

C. The department may by regulation require recipients of general assistance to engage in programs of vocational rehabilitation or education or to seek work opportunities that are appropriate for the recipient and are designed to assist recipients to become self-sufficient.

D. Whenever the department makes an adjustment in the standard of need pursuant to Section 27-2-3 NMSA 1978, it shall make a commensurate adjustment in the standard of need for the general assistance program."

State of New Mexico
House of Representatives

1
2
3
4 FORTY-THIRD LEGISLATURE
5 FIRST SESSION, 1997
6
7

8
9 March 19, 1997
10

11 Mr. Speaker:
12

13 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
14 whom has been referred

15
16 HOUSE BILL 1340

17 has had it under consideration and reports same with
18 recommendation that it DO PASS, amended as follows:
19

20 1. On page 1, line 21, strike "person" and insert in lieu
21 thereof "applicant".
22

23 2. On page 2, line 18, strike "under eighteen years of age"
24 and insert in lieu thereof "an unemancipated minor".
25

3. On page 2, line 19, strike "a parent or stepparent" and

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HAFC/HB 1340

Page 6

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

insert in lieu thereof "related to the minor by blood or marriage".

4. On page 2, lines 22 and 23, strike "eligible person under the age of eighteen years" and insert in lieu thereof "unemancipated minor".

5. On page 3, line 3, strike "a child" and insert in lieu thereof "an unemancipated minor".

6. On page 3, lines 6 and 7, strike "temporary assistance for needy families" and insert in lieu thereof "assistance pursuant to Title 4 of the federal act".

7. On page 3, lines 16 through 17, strike "Personal Responsibility and Work Opportunity Reconciliation Act of 1996" and insert in lieu thereof "federal act".

8. On page 3, lines 19 and 20, strike "the Personal Responsibility and Work Opportunity Reconciliation Act of 1996;" and insert in lieu thereof "Title 16 of the federal act".

9. On page 3, lines 24 and 25, strike "the Personal Responsibility and Work Opportunity Reconciliation Act of 1996" and insert in lieu thereof "Title 16 of the federal act".

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

HAF C/HB 1340

Page 7

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Respectfully submitted,

Max Coll, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 10 For 6 Against

Yes: 10

No: Bird, Buffett, Marquardt, Pearce, Townsend, Wallace

Excused: Picraux

Absent: None

118421.1

M \ H1340

. 116465.1

Underscored material = new
[bracketed material] = delete